

House File 2497

S-5072

1 Amend House File 2497, as passed by the House, as follows:

2 1. Page 1, by striking lines 10 and 11 and inserting <to  
3 cashless wagering systems where a person accesses a cash  
4 account through a mobile application used by the licensee  
5 to conduct cashless wagering. The mobile application shall  
6 include the statewide telephone number authorized by the  
7 Iowa department of public health to provide problem gambling  
8 information and extensive responsible gaming features in  
9 addition to those described in section 99D.7, subsection 23.>

10 2. Page 1, by striking lines 19 and 20 and inserting <apply  
11 to cashless wagering systems where a person accesses a cash  
12 account through a mobile application used by the licensee  
13 to conduct cashless wagering. The mobile application shall  
14 include the statewide telephone number authorized by the  
15 Iowa department of public health to provide problem gambling  
16 information and extensive responsible gaming features in  
17 addition to those described in section 99F.4, subsection 22.>

18 3. By striking page 1, line 23, through page 6, line 2, and  
19 inserting:

20 <Sec. \_\_\_\_\_. Section 99D.7, subsection 23, Code 2022, is  
21 amended to read as follows:

22 23. To establish a process to allow a person to be  
23 voluntarily excluded from advance deposit wagering as defined  
24 in [section 99D.11](#), from an internet fantasy sports contest as  
25 defined in [section 99E.1](#), from advance deposit sports wagering  
26 as defined in [section 99F.9](#), and from the wagering area of  
27 a racetrack enclosure, from the gaming floor, and from the  
28 sports wagering area, as defined in [section 99F.1](#), of all  
29 other licensed facilities under [this chapter](#) and [chapter 99F](#)  
30 as provided in [this subsection](#). The process shall provide  
31 that an initial request by a person to be voluntarily excluded  
32 shall be for a period of five years or life and any subsequent  
33 request following any five-year period shall be for a period of  
34 five years or life. The process established shall require that  
35 licensees be provided electronic access to names and social

1 security numbers of persons voluntarily excluded through a  
2 secured interactive internet site maintained by the commission  
3 and information regarding persons voluntarily excluded shall  
4 be disseminated to all licensees under [this chapter](#), chapter  
5 99E, and [chapter 99F](#). The names, social security numbers, and  
6 information regarding persons voluntarily excluded shall be  
7 kept confidential unless otherwise ordered by a court or by  
8 another person duly authorized to release such information.  
9 The process established shall also require a person requesting  
10 to be voluntarily excluded be provided information compiled  
11 by the Iowa department of public health on gambling treatment  
12 options. The state and any licensee under [this chapter](#),  
13 chapter 99E, or [chapter 99F](#) shall not be liable to any person  
14 for any claim which may arise from this process. In addition  
15 to any other penalty provided by law, any money or thing of  
16 value that has been obtained by, or is owed to, a voluntarily  
17 excluded person as a result of wagers made by the person after  
18 the person has been voluntarily excluded shall be forfeited by  
19 the person and shall be credited to the general fund of the  
20 state. The commission shall not initiate any administrative  
21 action or impose penalties on a licensee who voluntarily  
22 reports to the commission activity described in section 99D.24,  
23 subsection 4, paragraph "c".

24 Sec. \_\_\_\_\_. Section 99D.24, subsection 4, Code 2022, is  
25 amended by adding the following new paragraphs:

26 NEW PARAGRAPH. c. Knowingly or intentionally passes a  
27 winning wager or share to another person or provides fraudulent  
28 identification in order to avoid the forfeiture of any money or  
29 thing of value as a voluntarily excluded person pursuant to the  
30 processes established under section 99D.7, subsection 23.

31 NEW PARAGRAPH. d. Knowingly or intentionally passes a  
32 winning wager or share to another person or provides fraudulent  
33 identification in order to avoid the application of a setoff  
34 as provided in section 99D.28.

35 Sec. \_\_\_\_\_. Section 99D.28, subsection 7, Code 2022, is

1 amended to read as follows:

2     7. A claimant agency or licensee, acting in good faith,  
3 shall not be liable to any person for actions taken pursuant to  
4 this section. In addition, the commission shall not initiate  
5 any administrative action or impose penalties on a licensee who  
6 voluntarily reports to the commission activity described in  
7 section 99D.24, subsection 4, paragraph "d".

8     Sec. \_\_\_\_\_. Section 99F.4, subsection 22, Code 2022, is  
9 amended to read as follows:

10     22. To establish a process to allow a person to be  
11 voluntarily excluded from advance deposit wagering as defined  
12 in [section 99D.11](#), from an internet fantasy sports contest  
13 as defined in [section 99E.1](#), from advance deposit sports  
14 wagering as defined in [section 99F.9](#), from the gaming floor  
15 and sports wagering area of an excursion gambling boat, from  
16 the wagering area, as defined in [section 99D.2](#), and from the  
17 gaming floor and sports wagering area of all other licensed  
18 facilities under [this chapter](#) and [chapter 99D](#) as provided in  
19 this subsection. The process shall provide that an initial  
20 request by a person to be voluntarily excluded shall be for  
21 a period of five years or life and any subsequent request  
22 following any five-year period shall be for a period of five  
23 years or life. The process established shall require that  
24 licensees be provided electronic access to names and social  
25 security numbers of persons voluntarily excluded through a  
26 secured interactive internet site maintained by the commission  
27 and information regarding persons voluntarily excluded shall  
28 be disseminated to all licensees under [this chapter](#), [chapter](#)  
29 [99D](#), and [chapter 99E](#). The names, social security numbers, and  
30 information regarding persons voluntarily excluded shall be  
31 kept confidential unless otherwise ordered by a court or by  
32 another person duly authorized to release such information.  
33 The process established shall also require a person requesting  
34 to be voluntarily excluded be provided information compiled  
35 by the Iowa department of public health on gambling treatment

1 options. The state and any licensee under this chapter,  
2 chapter 99D, or chapter 99E shall not be liable to any person  
3 for any claim which may arise from this process. In addition  
4 to any other penalty provided by law, any money or thing of  
5 value that has been obtained by, or is owed to, a voluntarily  
6 excluded person as a result of wagers made by the person after  
7 the person has been voluntarily excluded shall be forfeited by  
8 the person and shall be credited to the general fund of the  
9 state. The commission shall not initiate any administrative  
10 action or impose penalties on a licensee who voluntarily  
11 reports to the commission activity described in section 99F.15,  
12 subsection 4, paragraph "n".

13 Sec. \_\_\_\_\_. Section 99F.15, subsection 4, Code 2022, is  
14 amended by adding the following new paragraphs:

15 NEW PARAGRAPH. n. Knowingly or intentionally passes a  
16 winning wager or share to another person or provides fraudulent  
17 identification in order to avoid the forfeiture of any money or  
18 thing of value as a voluntarily excluded person pursuant to the  
19 processes established under section 99F.4, subsection 22.

20 NEW PARAGRAPH. o. Knowingly or intentionally passes a  
21 winning wager or share to another person or provides fraudulent  
22 identification in order to avoid the application of a setoff  
23 as provided in section 99F.19.

24 Sec. \_\_\_\_\_. Section 99F.19, subsection 7, Code 2022, is  
25 amended to read as follows:

26 7. A claimant agency or licensee, acting in good faith,  
27 shall not be liable to any person for actions taken pursuant to  
28 this section. In addition, the commission shall not initiate  
29 any administrative action or impose penalties on a licensee who  
30 voluntarily reports to the commission activity described in  
31 section 99F.15, subsection 4, paragraph "o".>

32 4. Title page, line 4, after <penalties> by inserting <and  
33 making penalties applicable>

34 5. By renumbering as necessary.

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COMMITTEE ON STATE GOVERNMENT

ROBY SMITH, CHAIRPERSON